



United States Department of the Interior

BUREAU OF LAND MANAGEMENT FILLMORE FIELD OFFICE

35 East 500 North
Fillmore, UT 84631
<http://enbb.blm.interwebdesign.com>



IN REPLY REFER TO:
3800/3600
(U-010)
UTU-078278
UTU-075889

November 28, 2000

CERTIFIED MAIL # 7000 0600 0028 5326 1853
RETURN RECEIPT REQUESTED

PHIL LEVIN
PRESIDENT
LEVIN STONE CO INC
PO BOX 95
ASH FORK AZ 86320

RECEIVED

NOV 30 2000

**DIVISION OF
OIL, GAS AND MINING**

Dear Mr. Levin:

On September 27, 2000, a field inspection was conducted in SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27 and the N $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, T. 17 S., R 13 W. The inspection revealed that about 4.4 acres of ground had been disturbed outside the area designated in your Notice that was submitted on May 12, 2000.

On September 21, 2000, we received a letter from you stating that you wish to begin purchasing the stone, rather than mining it under the mining laws. Production reports submitted to us reveal that as of September 4, 2000, you removed 569 tons of material from the site. We will consider 220 of that to be a sample, and are requesting that you pay for the remaining 349 tons, plus any additional material you have removed since September 4, at \$10 a ton. Please remit those funds within 10 days of receipt of this letter. We also must request that you cease and desist activity from the site until you have gained a permit to mine there.

We have had some interest in the material from other sources. Therefore, we will most likely have to conduct a competitive sale for the amount of material that can be recovered from the quarry. Competitive sales can be contracted for a time period of ten years. Please estimate how much material can be extracted from the site without causing a significant increase in surface disturbance, and make a proposal for the length of time needed to extract it. The minimum amount extracted per year should be 500 tons.

Upon receipt of your proposal, we will prepare an environmental assessment, and, if we find the action will have no significant impacts, will publish the sale and bid date for two weeks. You may then bid for the material, and, if you are high bidder, pay a deposit that will be determined at the time. Before you start mining, you will then have to acquire a reclamation bond

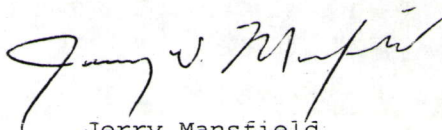
sufficient to cover the costs of the reclaiming the site upon completion of the operation, and also another payment equal to that of the deposit.

Inspection of the rest of the notice reveals that approximately six additional acres have been disturbed. Rocanville/Wing has assumed responsibility for approximately 2 acres of that disturbance. The remaining acreage consists of the quarry opened up in Section 4, T. 18 S., R. 13 W., which is about 2.5 acres, and the staging area in Section 3, T. 18 S., R. 13 W., which is currently about 2 acres. Together with the aforementioned 4.4 acres of disturbance, your operation is approximately nine acres in size. As this exceeds the 5 acres which you may disturb under a small mine plan, you must submit an interim reclamation bond for the entire disturbance. As reclamation of the quarries and staging area will not be complicated, a minimal amount, or \$1000/acre should be sufficient. We will allow 30 days from the receipt of this letter for you to submit a bond for \$9000. As this amount will most likely be adjusted in the next few months, we suggest you submit a cash bond. The bond should be sent to Opolonia Abeyta at the Utah State Office of the BLM. Her phone number is 801-539-4123.

On November 13, 2000, we received from you a proposal to purchase 500 tons of stone from the Levin #1 quarry in T. 18 S., R. 13 W., Section 4. Our records indicate that as of October 16, 2000, you mined 180 tons of material from that site under the 3809 mining law regulations. We will consider that to be a sample. We anticipate the completion of the mineral material environmental analysis within 45 days. We understand that you are currently mining at the site. Please remit, within 10 days of receipt of this letter, \$10 per ton times the amount you have mined and will mine from October 16, 2000 until 45 days from now. This tonnage will be subtracted from the 500 tons you have proposed purchasing.

If you have any questions, please feel free to contact me at (435)743-3126.

Sincerely,



Jerry Mansfield
Geologist

cc: D. Wayne Hedberg, UDOGM (S/027/086)
Opolonia Abeyta, UT-932
Van Falls, 100 E 424 S, Delta, UT 84624
Fred and Kelly Hurd, PO Box 4, Williams, AZ 86046
Lyle and Shari Levin, PO Box 495, Ash Fork, AZ 86320
Pam Levin, 345 E Sheridan, Williams, AZ 86046
Nephi Miller, 890 N Main, Hinkley, UT 84635